IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 5TH NOVEMBER 2007 / 14TH KARTHIKA 1929

WP(C).No. 32717 of 2007(T)

PETITIONER:

THAHIRA ALIYAR,
PROPRIETREX, FATHIMA AGENCIES, RESIDING AT
PALATHINKAL HOUSE, NELLIKUZHY, KOTHAMANGALAM,
ERNAKULAM DISTRICT.

BY ADV. SRI.N.MURALEEDHARAN NAIR
SRI.V.K.SHAMUSUDHEEN

RESPONDENTS:

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1. SALES TAX OFFICER (D),
KOTHAMANGALAM.

2. SALES TAX APPELLATE TRIBUNAL,
ADDITIONAL BENCH, ERNAKULAM.

3. DEPUTY TAHSILDAR,
REVENUE RECOVERY, KOTHAMANGALAM.

BY GOVT. PLEADER MR. K.P. PRADEEP.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

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W.P.(C) No. 32717 OF 2007 T
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Dated this the 5th November, 2007

J U D G M E N T

Against Exts. P1 and P2 orders of assessment under the K.G.S.T. And CST Acts pertaining to assessment year 2001-02, petitioner has filed appeals to the appellate authority which were dismissed as per Ext. P4. Still aggrieved, petitioner filed Exts. P5 and P6 appeals before the Tribunal along with Exts. P7 and P8 stay petitions. During its pendency petitioner apprehends that revenue recovery proceedings will be initiated and hence this writ petition.

2. In view of the pendency of the stay petitions, Exts. P7 and P8 before the Tribunal I am inclined to dispose of this writ petition directing the 2nd respondent to consider and pass orders thereon as expeditiously as possible, at any rate within a period of 3 weeks of receipt of a copy of this judgment. In the meantime, proceedings, if any, for realisation of the amount due in terms of Exts. P1 and P2 shall be

kept in abeyance for a period of four weeks.

3. Writ petition is disposed of as above.

Petitioner shall produce a copy of this judgment before the 2nd respondent for compliance.

ANTONY DOMINIC
JUDGE

jan/-